

VILLAGE BOARD MEETING MINUTES
AUGUST 13, 2015
7:30 P.M.

PRESENT: Mayor Hubbard, Trustees Angelillo, Dove, and Lanning, *Police Chief Perkins, *Lieutenant Coon, *Sergeant Gates, *Officer Wawro, *Officer Emmi, *Officer Squires, *Officer Hahn, *Officer Healy, *Officer Ennulat, *Officer Nemeti, *Officer Pitman, *retired Sergeant Stevens, *former Police Clerk Jacobs, SVFD 2nd Asst. Chief Pickering, Village Historian Batlle, Clerk to the Boards Dundon, CEO Crompt, Village Attorney Byrne

Excused: Trustee Stokes-Cawley

Others:	Jonathan Monfiletto	Skaneateles JOURNAL
	Jason Gabak	Skaneateles PRESS
	Gino and Teresa Vitale	Skaneateles Artisans
	Rob Petrie	Petrie Design for the Sherwood Inn
	Bob Eggleston	1391 E. Genesee Street
	Bob and Tori Bratt	158 E. Genesee Street
	Anne Perkins*	Chief Perkins' wife
	Brian McGinn	Police Officer candidate

7:30 p.m. – Critical Impact Public Hearing – Mayor Hubbard read aloud the Notice of Public Hearing for a Critical Impact for the Hannum House conversion from office to hotel use for William Eberhardt's property addressed at 28 West Genesee Street. With there being no questions from the Village Board, Rob Petrie of Petrie Design explained that the change will be from offices to a six bedroom hotel. He said they are excited about the change in function of the building that will reduce the impact on the site. Right now it is an office building which holds anywhere between 12 and 20 people daily. The conversion to a hotel will actually be a reduction in the number of people as the concentration of guests will be on weekends. The site has four parking spaces, one of them being handicapped, as well as spaces behind the Sherwood Inn. The hotel would provide a handicapped accessible guest room which the Sherwood Inn doesn't have. Mr. Petrie said the appearance of the building and property will also be enhanced. Painting will enhance the site and the surrounding neighborhood, so this will be a really nice addition to that corner. In response to Trustee Lanning, Mr. Petrie confirmed that there will be six guest rooms with a library on the first floor that will act as a common area. Trustee Dove asked if the parking from the Sherwood Inn is allowed – is it a separate parcel. Mr. Petrie said it will be absorbed into it as it currently does. Atty. Byrne noted that the property has several of its own parking places and they can use the Sherwood Inn parking lot for additional parking. Trustee Dove asked if they will continue to use the west yard for parties and weddings. Mr. Petrie said the number of lawn parties will be reduced; Mr. Eberhardt recognizes two major events that will continue to be run, but the focal point of this whole project is to bring a high-end hotel into the downtown Village of Skaneateles. The role of the parties will diminish; there obviously will be wedding receptions. Landscaping will be increased on that side to better accommodate the neighborhood, so maintaining the new landscaping will best be done with fewer parties. Trustee Angelillo asked if the existing structure is zoned in the Commercial "C" district. Mr. Petrie said that is correct and will be staying commercial. The zoning was changed in 1999 when they got a Special Use Permit. In response to Trustee Angelillo, Mr. Petrie confirmed that it is staying commercial. Trustee Lanning said the property is outside the historic district. He asked if the office and check-in will still be at the front desk of the Sherwood Inn. Mr. Petrie confirmed that is correct and that there will not be a separate office. Atty. Byrne said a Special Use Permit was issued for the conversion from office to hotel in 1999 but that change of use was deferred until now. Mr. Petrie said that is correct. CEO Crompt said the project didn't have to go back to the Zoning Board because of the 1999 Special Use Permit which was granted to the property. Atty. Byrne added, because the required Special Use Permit has already been issued. CEO Crompt said that is correct and it goes along with the property. Bob Eggleston clarified that he has no relationship to this project. He said he wants to comment that in light of some of the new activities with review of zoning and permitted uses, adding hotel rooms to the Village is very important

because of all that is going on with short-term/vacation rentals there may be a loss of transient accommodations. It is a good idea to enhance the existing established hotel with additional rooms that the Village needs. The livelihood of the economy in Skaneateles is very heavily reliant on tourists/visitors and they need a place to stay. Mr. Eggleston said he finds it interesting that this is a Special Use Permit in that it has been over 16 years since it was actually reviewed by the ZBA and there have been some changes in the Village, i.e. parking laws have changed. He said, reading through the Planning Board Minutes, I am not sure I really saw clear accounting of all the required parking and, of course, residential parking is required on the site. If you are using both properties, each should have an accounting of the numbers required. Mr. Eggleston said he knows parking has been a challenge to the point where a lot of employees from the Sherwood use on-street parking just to help keep parking available for the patrons of the Sherwood. One of the other things he has not seen the statistics of is the change in water usage. Seven hotel rooms would be 770 gallons of water required in contrast to 10-20 employees which would be maybe 100-200 gallons. He said he is sure the Village Board is taking into account the required water usage. When a project has more than 400 gallons per day increase there is an I&I fee. Mr. Eggleston said all in all, the Sherwood has been a well-managed establishment in this Village and should be given the opportunity to expand those services. **Resolution #2015-166:** On the motion of Trustee Angelillo, seconded by Trustee Lanning, it was resolved and unanimously carried (4-0 in favor) to close the public hearing at 7:43 p.m. Atty. Byrne confirmed for Mayor Hubbard that he reviewed the points of the Critical Impact and commented that Bob (Eggleston) has spoiled us over the years with his presentations. He knows the Critical Impact process so well that he will typically recite in the presentation the Critical Impact criteria that you are required to take into account - public infrastructure and public services. In other words, is the water supply sufficient, are the sanitary sewers and storm sewers adequate, electricity, are public services provided, are Police and Fire adequate, or would this project impose strain or compromise those services in anyway. You are required to make affirmative findings with respect to the 8 categories that there will be no adverse impact on those utility services and public services by this project. Atty. Byrne said is he comfortable to make that finding. In response to Trustee Dove, Atty. Byrne said parking is not one of them. This project is interesting and that is why he made it a point to ask CEO Crompt. Its Special Use Permit was issued 16 years ago before the Village revised its on-site parking requirements. Trustee Lanning asked how long the permits are good for. Atty. Byrne said there is no expiration under the current code. They can be made conditional and in certain cases that is a good thing, this one was not and was granted. In response to Mayor Hubbard asking if the Board wants to take action, Trustee Dove suggested waiting until after we talk about the moratorium just to make sure that everything is in line with that. Trustee Angelillo said he personally feels that since the ZBA and Planning Board have already approved this and it is not the same as what we may refer to in the moratorium that we should go ahead with it. Atty. Byrne said this is Critical Impact – an opportunity for the Trustees as elected officials, as opposed to appointed members of the Boards, to look at something with respect to infrastructure, period. The only focus of Critical Impact is utilities and public services. It has nothing to do with zoning issues. Trustee Angelillo said he believes that this project is different than the proposed moratorium that we will be discussing later on. We really don't have any hotels on our plate that we are going to consider. We are talking about potentially changing some zoning laws and as Bob mentioned, I think there is definitely a need for additional hotel rooms in the Village and this project fulfills some of that need. I am in favor of going ahead with approving Critical Impact. **Resolution #2015-167:** On the motion of Trustee Angelillo, seconded by Trustee Lanning, it was resolved and unanimously carried (4-0 in favor) to approve Critical Impact for the project at 28 West Genesee Street.

Police Chief Perkins – Mayor Hubbard recognized Police Chief Perkins who is retiring tomorrow and read aloud a resolution as follows:

Police Chief Lloyd Perkins

WHEREAS, H. Lloyd Perkins, III initially commenced serving as Police Chief of the Village of Skaneateles in 2005, and

WHEREAS, he obtained “accreditation” of the Village Police Department, the highest form of professional recognition for a police department, and

WHEREAS, he completely revamped the system for collecting, counting and depositing parking meter revenues, and re-wrote the book on the administration and collection of parking tickets, assisted in selecting parking meter pay stations for the re-developed municipal parking lot, and took on the task of overseeing maintenance and repairs of parking meters and pay stations, and **WHEREAS**, he assisted in the closing of the Village's former dispatch office and the successful transition to the County 911 Center, and

WHEREAS, he revamped the written compilation of "General Orders" for the Police Department, the rules which govern all operations within the department, and assisted in the development of, and training for, workplace violence prevention, and

WHEREAS, he participated in the design of the new Police Station, and helped make it a state-of-the-art facility, and

WHEREAS, he served as a liaison for the Village and the Police Department with the organizers of countless community events, such as Skan Races, the Antique Boat Show, and many others, helping to make Skaneateles a safer community in countless ways, large and small, and

WHEREAS, he represented the Village in numerous gatherings of the NYS Association of Chiefs of Police, and at other professional conferences, and

NOW THEREFORE, be it resolved that the Village Board does sincerely express its genuine gratitude to Police Chief H. Lloyd Perkins, III for his bringing a sense of pride and professionalism to the Skaneateles Police Department. He is a true professional, a cop's cop, and will be sorely missed. There was much applause.

Trustee Dove read aloud a thank you from Skaneateles Area Chamber of Commerce Executive Director Tara Lynn as follows:

Dear Chief Perkins,

On behalf of the Chamber staff and all of the Chamber members, I would like to thank you for your many years of service to our community. We truly appreciate all of your time and efforts to make the Village a safe, wonderful place to live and operate a business. Skaneateles is an amazing community because of the hard working and loyal individuals like yourself...thank you! Congratulations on your retirement!

Trustee Angelillo said in appreciation of all the work that Chief Perkins has done, we'd like to award you with this photograph that my wife took of the Sherwood Inn and the veterans flags. This is a favorite of mine because I really enjoy looking at the flags, especially that time of year. It reads, Chief of Police H. Lloyd Perkins III, Village of Skaneateles, June 1, 2005 to August 14, 2015. In addition to that, Trustee Angelillo said I would just like to say that it has been a pleasure working with you as the liaison to the Police Department. The residents, the visitors, and the Chamber of Commerce has been much better as a result of the work you have done and I really appreciate it. Chief Perkins thanked Trustee Angelillo and said we are going to hang this in Florida as all our friends there like to hear and look and see what Skaneateles is like and you are right, it is a special community. I am honored to have worked here and hopefully in some small way I've contributed to making this a better and safer community. I have always been proud of the fact that this is one of the safest communities in the country. As I have traveled around the country as part of the NYS Chiefs and the IECF, everybody knows about Skaneateles. They have heard about it and it is one of the places they want to visit. Chief Perkins said I want to thank the Village Board for the honor of being able to work here. I have met some great people here, made some great friends that will last forever, and I look forward to retirement with my wife, the most special person in my life. For our retirement in Florida, she has a honey do list and I have a bucket list. Most of all I am truly honored to have worked with the men and women of the Skaneateles Police Department. They are true professionals and it has been my honor to work with them. Again, there was much applause.

Mayor Hubbard thanked all the attendees that came tonight to support Chief Perkins. It is a great tribute to the Police Department and once again, he thanked them for all their work and dedication. It is recognized, it is appreciated and we thank you very much. *Chief Perkins, his wife, and the other Officers, except Lieutenant Coon left the meeting.

Minutes – Resolution #2015-168: On the motion of Trustee Dove, seconded by Trustee Angelillo, it was resolved and unanimously carried (4-0 in favor) to approve the minutes of the Regular Meeting of July 23, 2015 and the minutes of the Operations Meeting of August 3, 2015 as presented.

Correspondence & Announcements - Mayor Hubbard reviewed the following:

- Note from Doug and Clara Clark relative to the Kreb's proposed 18 parking spaces, gazebo and formal garden

- Emails regarding Stella Maris property sale. Trustee Lanning said he'd like to make a motion and explained that the auction for Stella Maris is this Saturday and last week the Town Board authorized an initiation of conversation only if the property does not sell on Saturday. Trustee Lanning said he would like to make a motion that we join the Town in engaging in a dialogue with the Sisters if the property isn't sold. After waiting for a second on the motion, Mayor Hubbard said with no second on that, there will be no action on that.

- Reminder – RSVPs due by Friday, August 14 for the Onon. Co. Mayors Assoc. Summer Outing on the Judge Ben Wiles Monday, August 31, 2015

- Receipt of Petition for 4-way stop at W. Elizabeth and Orchard Road. Mayor Hubbard advised Lieutenant Coon that he wants input from the Police Department before any further action and asked that they provide a recommendation relative to a 4-way stop at W. Elizabeth and Orchard Road. It was noted that it is currently a 2-way stop on each end of Orchard at W. Elizabeth.

- Receipt of Petition for the Village to provide sidewalks to the west end of the village. Mayor Hubbard noted that this Petition was signed by residents of the same area as the other petition. The petition for sidewalks has been passed on to DMO Harty. Trustee Angelillo reported that all sidewalks were discussed in a Wednesday morning operational meeting and we'd like to explore a way that we might do an audit of each foot of sidewalk and determine where priorities are. He said while he isn't against new sidewalks, we should fix existing sidewalks that are in need of repair/replacement. Mayor Hubbard recalled a list of sidewalks that former CEO Batlle put together and asked CEO Crompt to dig it out. Atty. Byrne said he echoes what Trustee Angelillo said as areas where we have broken or damaged sidewalks become a concern with people tripping and falling. He'd like to see the Village reinstitute helping property owners with necessary repairs/replacements as there may be a higher priority for repairs than installing new sidewalks. Trustee Lanning said we need a clearly defined policy moving forward.

- Receipt of Treasurer's Reports for July 31, 2015

*** Other Matters That Have Come Before the Board since Posting the Agenda***

- Board of Elections letter advising of their need of more Election Inspectors for the November 3rd General Election. Requirements: Must be registered to vote in Onondaga County; attend a mandatory 3-hr. class; must be able to work the November 3rd 2015 General Election from 5:30 AM to 9:30 PM. Payments: \$25 – 3 hr. class; \$190 – General Election. For more information please call 435-3331. Trustee Lanning said there is an on-going shortage of Election Inspectors. He noted that our first meeting in September falls on an election day and asked if there is any possibility of moving that meeting to a different day of the week. Mayor Hubbard noted that our first meeting in September is Thursday, September 10. He puzzled that an Election Day falls on a Thursday. Trustee Lanning said yes, the Primary Election. He advised that he is a Board of Election Poll Site Manager; my services are needed, so if a change in meeting date could be accommodated, I would appreciate it. The Board concurred to move the meeting to Wednesday, September 9, 2015.

- Receipt of Glens Falls National Bank LOSAP statement for July, 2015

Police Department – Lieutenant Coon said he did not have a report.

Director of Municipal Operations (DMO) – Mayor Hubbard said that DMO Harty was called out suddenly to a family matter, so she is unable to attend but she circulated an email copy of her report as follows:

Residents' Issues:

DPW:

- Summer vacations going on – thin crew so work is limited
- Received a nice email from Dave Spearing (State Street across from Austin Park) regarding the great job the DPW did cleaning out the ditch and restoring drainage in the area
- Completed downtown sidewalk replacement/repairs. Will be rebuilding the sidewalk by boat launch but a bigger project that will do after Labor Day. Developing a prioritized list of sidewalk repairs/installs throughout Village to get Sidewalk Program going again.
- Continuing with street sweeping/catch basin cleanout and have started catch basin repair on Academy/Ramble Wood. Will be working throughout the Village.
- Have drainage work coming up for Highland/Orchard area to address resident concerns.
- August/September will also include sewer cleaning, pump station maintenance, sidewalk projects, additional paving projects – Leitch, Chestnut Circle and possibly municipal parking lot.

Sewer:

- Month of July
 - Treated a total of 18.489 Million Gallons of Water = 0.596 MGD
 - Total Precipitation = 5.06 inches
 - Discharge to ORF = 0 gallons
 - Discharge from ORF to outfall = 0 gallons
 - Sludge Disposal = 70,504 gallons of sludge sent to Auburn WWTP
 - Wastewater from Mid-Lakes = 990 gallons
 - Maintenance:
 - 7/1/15 Changed air filter on Heater 1 and 2
 - 7/6/15 Fix air leaking on clarifier sludge unit
 - 7/10/15 changed bearings on rotostrainer No. 1
 - 7/16/15 fixed service water line leaking
 - 7/27/15 changed odor sp media on primary air room channel
 - Working on pump replacement program for pump stations

Water:

- Month of July
 - Produced a total of 17.42 Million Gallons of Water = average of 580,567 gallons per day
 - No raw water turbidity exceedances
 - All 3 microbial samples in distribution system came back negative
- Meter replacement ongoing

Electric:

- Summer vacations going on – thin crew so work is limited
- Finished new service to middle school
- Had a utility pole fall over at 53 Onondaga Street on Sunday 8/2

Codes Enforcement Officer (CEO) – CEO Crompt read aloud his report that listed the following: 7 Building Permits; Short-term rental letters - 40 Regular mail and 40 (properties) Certified/Return Receipt; 2 Final Inspections; 3 Certificates of Occupancies; 5 Fire Inspection; 5 Footer Inspections; 1 Foundation Inspection; 2 Insulation Inspections; 5 Framing Inspections; Completed Use Variance Applications for Short-term Rental in the A-2 District 1 and Completed Special Permit Application for Short-term Rental in the D District 1.

Skaneateles Volunteer Fire Department – SVFD 2nd Asst. Chief Pickering read aloud Chief Evans' report for the month of July as follows: Calls: 17 Fire; 8 Rescue; 1 Water Rescue; 10 EMS (Assist SAVES); 5 Mutual Aid. Total calls for July: 41 (+5 from the previous year); 257.3 Personnel Hours for July; 12.1 Personnel Average for July. Total calls for 2015: 213 (+4 calls from the previous year); Total

Personnel Hours for 2015: 1778.5; Personnel Average for 2015: 13.6. During the month of July: 4 Total drills: 15 Personnel Average; 126 Personnel Hours. Overall: 383.3 Total personnel hours spent on calls & drills for month; 3,200.1 Total personnel hours spent on calls & drills for 2015 (This does not count the hours spent on committee meetings, state trainings, paperwork, monthly meetings and general fire department maintenance.) Upcoming trainings: August 10th – Water Rescue & Dive Exercise – Skaneateles Country Club – 19:30; August 17th – Driver Training (land & sea) – 19:30; August 24th – Water Supply – 19:30; August 31st – Station #1 Clean Up – 19:30. Meetings for August: Field Days – 8/6 at 19:30; Field Day Set-up – 8/29 at 9:00; Officers – 9/3 at 19:30; Truck – 8/19 at 19:30; Trustees/Board of Directors – 9/3 at 19:00. Other Business:

- The SFD hosted the Onondaga County Chiefs' Associations Monthly meeting on Wednesday, July 29th at Station #1.
- Water Rescue 2 returned to the water on Saturday, July 25th to lead the boat parade during the Antique Boat Show. President Dick Perkins was instrumental in completing this lengthy restoration project (just short of 10 months).
- On Monday, August 3rd, the membership voted in three firematic members, two of which are transfers from other fire departments. Firefighter Chris Bruna is a transfer from the Borodino Fire Department. Firefighter/Paramedic Joe Pratt is a former Skaneateles Fire Department member who is returning from the South Line Fire District #10 near Buffalo, and Jacob Brandstetter who is brand new. There are also two additional membership applications that will be voted on in September.
- Speaker of the House John Boehner was in Skaneateles on Thursday, August 6th and Friday, August 7th. Chief Dan Evans, 2nd Assistant Chief Dana Pickering and Lt. Mark Stebbins had the opportunity to meet the Speaker at Station #1. Chief Evans presented the Speaker with a SFD Bulldog T-shirt, a commemorative Christmas ornament and bottle of SFD Two-Alarm Chipotle Hot Sauce. The Secret Service also requested and received bottles of chipotle hot sauce as well.
- Field Days Update – Saturday, September 5th and Sunday, September 6th
 - Saturday, 9/5
 - Car Show – 8:00 a.m. Registration
 - Chicken BBQ – 12:00 p.m. until sold out
 - Children's Fair – 1:00 p.m. to 4:00 p.m. (Sponsored by Pride & Joy0
 - Barrigar Brothers – 4:00 p.m. to 7:00 p.m.
 - Rhythm Method – 8:00 p.m. to 11:00 p.m.
 - Sunday, 9/6
 - Annual Inspection – 9:30 a.m. at Station #1
 - Chicken BBQ – 12:00 p.m. until sold out
 - SFD Firefighter 5K – 3:50 p.m.
 - Grand Parade – 4:00 p.m.
 - Mere Mortals – 6:00 p.m. to 10:00 p.m.
 - Parade Prizes & Drawings – 8:45 p.m.
 - Fireworks – 10:00 p.m.
- Annual Inspection – Sunday, September 6th at 9:30 a.m. Full dress uniform at memorial park in front of Station #1.
- The 3rd Annual Casino Night and High Stakes Money Drawing was held on Saturday, August 1st at the Austin Park Pavilion. A total of 868 tickets were sold and the winning ticket numbers and monetary amounts are listed as follows:
 - 5th Place Prize: \$426.70 – 15, Skaneateles, NY; 30 Eagle Bridge, NY; 58 Groton, NY; 102 Scipio Center, NY; 115 Skaneateles, NY; 199 Skaneateles, NY; 259 Syracuse, NY; 434 Trumansburg, NY; 584 Skaneateles, NY; 775 Skaneateles, NY.
 - 4th Place Prize: \$878.50 – 5 Auburn, NY; 90 Skaneateles, NY; 153 New Berlin, NY; 165 Skaneateles, NY; 328 Vero Beach, FL; 450 Marcellus, NY; 609 Skaneateles, NY; 916 Skaneateles, NY.
 - 3rd Place Prize: \$4,267.00 – 72 Tonawanda, NY
 - 2nd Place Prize: \$8,534.00 – 10 Skaneateles, NY

Grand Prize: \$26,104.00 – 254 Skaneateles, NY

Trustee Dove reminded everyone of the annual plea for helpers to work the field days.

Village Historian – Mayor Hubbard acknowledged receipt of Village Historian Battle's report that listed the following:

- ❖ Attended the 3-day Association of Public Historian's conference at Corning, NY
- ❖ Filled a request for information on the creation of the school district
- ❖ Filled a request for the history of the Baptist Church
- ❖ Co-authored an article for "Brightworks" for the Antique and Classic Boat Association's magazine. They do the Boat Show each summer.
- ❖ Researched history of 2 West Lake Street
- ❖ Did a history of 62 West Genesee Street for selling agency. Did a complete interior documentation photo tour of same
- ❖ Did research histories for 28 West Genesee, 50 West Lake Street, 40 Academy Street
- ❖ Attended regional historian's meeting at the Lysander Town Hall
- ❖ Did research on house histories for 69 and 81 West Lake Street
- ❖ Did research on the Daley family who now lives in California
- ❖ Over a period of 5 days, with the Town Historian, gave lecture/tours for 5 Skaneateles fourth grade school classes at the Creamery. This totaled 120 students and 12 adults.
- ❖ Still working on a history of the Skaneateles Police Department
- ❖ With the Town Historian, did a tour/lecture at Creamery for 31 kids and 5 adults from the Tully Recreation program
- ❖ With the Town Historian, did a tour/lecture at Creamery for 50 kids and 5 adults from the Skaneateles Recreation Department program
- ❖ Worked on Skaneateles Walking Tour brochure for Historical Society
- ❖ Worked the Antique Show Historical Society booth
- ❖ Obtained artifacts from the Stella Maris, including their first street sign board. All artifacts turned over to the Historical Society
- ❖ Photo tour of the "Blue Roof" castle on West Lake Road
- ❖ Research house history for 9 West Elizabeth Street
- ❖ Starting work to get Lake View Cemetery on the State and National Historic Registers

Village Historian Battle said he'd like to call to attention the number of tours given and joked about the difference in behaviors between the school children with teachers versus the recreation program children.

Status of NYSERDA Grant – No report without DMO Harty in attendance.

Status of Masonic Temple and Gazebo Restrooms – Mayor Hubbard said although there is no report, discussion continues.

NEW BUSINESS

Authorize Hire – Lieutenant Coon he recommends hiring Brian McGinn, a retired City of Syracuse Police Officer who ran the crime lab for the city and his last position was detective. As everyone knows, a full-time officer was out for 3-4 months, so some of the part-time officers are reaching their maximum hours. Therefore, another part-time Officer is needed so that the Police Department can continue to provide 24/7 coverage. In response to Trustee Lanning, Mr. McGinn said he lives in Vesper. **Resolution #2015-169:** On the motion of Trustee Angelillo, seconded by Trustee Dove, it was resolved and unanimously carried (4-0 in favor) to approve hiring Brian McGinn as a part-time Police Officer at \$27.05 per hour.

Skaneateles Lake Uniform Shoreline Structure and Mooring Regulations – Mayor Hubbard said Trustee Stokes-Cawley asked that this item be postponed to the next meeting. Atty. Byrne said he is fairly certain that he will be out of town for the next meeting and wants an Atty./Client Session to talk

about the ramifications of declining approval. He briefly explained that if this regulation is to be enacted it requires affirmative action from each Skaneateles lake bordering municipality. It is an effort to bring uniformity and to just say no is a pretty serious matter. Trustee Lanning said he wants to know more before voting; Trustee Dove said she wants to know why the Planning Board's recommendation was to vote no. Atty. Byrne said Clerk to the Boards Dundon's summary of their rationale was circulated and the Minutes will come along and you will get a better flavor of it. Mayor Hubbard said he is sure that Trustee Stokes-Cawley wants to be a party to this, so this item should be on the August 27, 2015 Village Board Agenda, unless Atty. Byrne confirms that he will be away. If that dates works, Atty. Byrne said he will ask for an Atty./Client Executive Session at the end of the meeting.

Authorize Publication of Notice of Critical Impact Public Hearing – Resolution #2015-170: On the motion of Trustee Lanning, seconded by Trustee Dove, it was resolved and unanimously carried (4-0 in favor) to authorize publication of Notice of Critical Impact Public Hearing for Richard Schmidt's property at 26 E. Genesee Street at 7:30 p.m. on Wednesday, September 9, 2015.

Draft Policy – In response to Trustee Lanning, Clerk-Treasurer Couch said numerous municipalities already have a policy in place relative to Cellular and Wireless Devices in the Workplace. The younger people who are entering the workforce communicate via text, face book, email, etc. and it can divert attention from their work, as well as be a distraction to others. It is much easier to manage the situation when there is a policy in place to refer to. In response to Trustee Angelillo, Atty. Byrne said the policy is comprehensive, clear, concise, and simple and does address refraining from using a phone/communication device while driving a vehicle. He said it is appropriate to adopt. Trustee Angelillo asked if the policy will carry over to the CSEA employees as well. Atty. Byrne said it is a policy for every Village employee. They may argue that it has to be negotiated, but there is also some common sense in this. If an employee is texting or using a cell phone for some personal reason during the workday, that is a problem in and of itself. He said it is appropriate to adopt and we should inform all the department heads of it. Trustee Angelillo asked if there is a provision about not permitting the use of cell phones while driving Village vehicles. Atty. Byrne said there is. Trustee Angelillo said he works for a company that's owned by a much larger company and this is standard operating procedure now. You sign off on everything – you are not allowed to do anything with a cell phone, especially while working, driving. He said it is a good idea to have a policy, especially when we will be having new employees starting work on Monday and will be hiring a new Deputy Clerk/Treasurer soon. **Resolution #2015-171:** On the motion of Trustee Angelillo, seconded by Trustee Dove, it was resolved and unanimously carried (4-0 in favor) to adopt the Policy on Cellular and Wireless Devices in the Workplace.

Consider Proposing Local Law #3 of 2015 – Mayor Hubbard reiterated that we are looking for input from the Police Department prior to taking any action.

Consider Proposing Local Law #4 of 2015 – Mayor Hubbard said Local Law #4 of 2015 regards a moratorium of Chapter 225 of our Village Zoning Ordinance. The Trustees had a very succinct email from Atty. Byrne outlining potential local law language with regards to that moratorium. Mayor Hubbard said he doesn't know if there are any questions, but he has a statement he'd like to read into the record. Mayor Hubbard read aloud a statement as follows:

The explosive proliferation of short-term rental activity within this Village is a boon for some and a concern to many. It has led us to more strictly enforce our code as written. This Village has thrived by having a stable base of concerned and committed residents, whether owners or renters, who support our merchants, schools, restaurants and churches on a year-round basis. We have also been advantaged by having a number of quality lodging and dining establishments who have made us accessible to a tourist population that brings vitality, diversity and cash to our village each year. If all our mixed-use downtown properties were to become investor owned, our downtown area is likely to be unoccupied several months out of the year.

The Trustees need to consider how to strike a reasonable balance between those two opposite outcomes. This may require amendments to the Village's zoning code. Discussion of any such amendments may bring a rush of conversion applications in order to be grandfathered in. We feel that a

moratorium on such conversions can give the Trustees the opportunity to debate and consider a direction – making thoughtful decisions that will have a beneficial impact on the character of the Village of Skaneateles for years to come.

Mayor Hubbard said Atty. Byrne's email was succinct and to the point and the language of the local law. We are potentially looking at a public hearing in consideration of this moratorium and there may be some benefit in holding that before the next Planning Board Meeting of September 2. I have been advised that the Planning Board Meeting has been changed to Wednesday, September 2, so we could meet on Tuesday, September 1. Mayor Hubbard said he thinks the Public Hearing warrants a Special Village Board Meeting and not be handled in concert with our ordinary business. He said he is confident that it will be well attended and well discussed. Therefore, he suggested holding a Public Hearing on Tuesday, September 1 at 7:30 p.m. in this office. Trustee Angelillo clarified that what we are doing now is approving a public hearing. Mayor Hubbard said that is right, we are just advertising for a public hearing. Atty. Byrne explained that the reason for that is the adoption of the imposition of the moratorium is the adoption of the local law and a local law requires a public hearing. He recalled that the Village most recently adopted a moratorium in connection with a zoning issue also. In 2009, we were faced with concerns about the requirement for on-site parking and certain uses in the downtown area. The Trustees then created a 3-month moratorium by local law; during that period they studied the issue, hadn't come to a resolution at the end of that three-month period and extended it further, came to resolution as to what was required, made the appropriate changes to the zoning code and lifted the moratorium. So, it's been done, it's been done properly. The statute and the cases required is that a moratorium a) be for a public purpose, which this clearly is; b) be limited in time and c) be limited in scope. Atty. Byrne said he therefore suggested that it remain in place through the end of December which would give you 3½ months if the Local Law were enacted in September. That would give time for you to come up with a process by which the issue of lodging and/or satellite hotel rooms in the "D" and "C" districts would be studied. You may study it and decide there is nothing to change; you may study it and decide to change it radically. This would give you an opportunity to do it without pressures of pending applications. So, those applications that are in hand now would be held until the outcome of the Board's deliberations. Trustee Lanning asked if it would be possible to extend the moratorium. Atty. Byrne said yes, and that is what the Village did in 2009. They initially adopted a three-month moratorium and extended it for six months more. In response to Trustee Lanning, Atty. Byrne confirmed that it requires another local law, another public hearing – the same process. He added that it is a fairly formal process and is not done lightly. Trustee Dove said her concern is that the Village Board just sent out a letter to all our Village residents advising of the process that we were going to go through to address vacation rentals and what residents are asked to do if they wish to abide by the law and go for a variance or special use permit. I feel like we made a commitment to that and now we are going back on that, so I have a hard time with this one. Mayor Hubbard said it is a "stay". Atty. Byrne said what this would also do is, if by a moratorium you suspend the process of an owner seeking a special use permit, you also suspend the enforcement process during that period. So, this would leave everything "as-is" during the period of the moratorium. For example, if a property owner in the "D" district today is offering a property for short-term rental without the required special use permit, you would not take a course of action. You would neither consider the application for the permit nor would you consider enforcement action during that period of time. Everything would remain as is today during that period of time. Mayor Hubbard reiterated that it is just a "stay". Trustee Lanning asked if that applies to existing cease and desist letters. Atty. Byrne said it would suspend any enforcement activity in the "C" and "D" districts during the period of the moratorium. Whether they have or have not submitted an application – the application is pending is one reason the mayor would like to have this public hearing in early September. There are applications that are pending. Trustee Lanning asked if this would only apply to "C" and "D" districts – it wouldn't apply to "A"? Atty. Byrne said you only need a special use permit in "C" or "D". In "A-1" or "A-2", you need a use variance – a whole different critter, very difficult to obtain. A special use permit is much less onerous. So, as drafted, this would only apply to that activity in the "C" or "D" districts. Trustee Dove asked if it would make sense to look at it as a whole, for the entire Village. Trustee Angelillo said he thinks that is a decision we need to make as a Board. This at least addresses where we may be able to amend the law in the business district and not necessarily in the residential district. Atty. Byrne said when he drafted the local law, the rationale in his mind was that under the existing code, short-term

rentals are prohibited in residential districts. They are a permitted use in the "C" and "D" districts if you have a special use permit. So, it is a very different regulatory setting as between residential and commercial districts. What this would look at is if this should be a permitted activity in the "C" and "D" districts. If so, does it require further regulation – on-site management, or parking, or whatever you might decide. The difference is that it is prohibited in one area, permitted in another and this would look at whether that permitted activity requires tweaking. Mayor Hubbard said he thinks they are entirely two different breeds of cats and it's this downtown lodging and hotel conversion that's ongoing in "C" and "D" that's much concern to me. Trustee Angelillo said he thinks we are looking at this as a two-step process without revealing what we all think, whether good, bad or indifferent, this at least addresses one process that we should discuss and have the Village residents discuss through a public hearing. I am looking at it as the first step if we make any changes to any laws. Trustee Dove said it'd be basically three weeks when we have the public hearing and then we can decide what to do. Atty. Byrne clarified by saying that you have a public hearing on the 1st and you close it, you could on that night vote to adopt this proposed local law. Patty and I then have a process we go through to fill out some paperwork and submit it to the Secretary of State which takes a couple of days. On that day, let's call it September 4; the Friday of that week, it would probably take effect that day. Thereafter, and I hope beforehand actually, you'll think about and announce the process by which you will examine the issue of permitted use activity in the "C" and "D" districts – what is the process going to be. I think it is important that on that night you announce how that process will go forward. Trustee Lanning said following the public hearing we would vote on whether or not to adopt the local law. Atty. Byrne said you could, but you wouldn't have to, but you may vote that night. Trustee Lanning said his concern is one of consistency – we just sent out letters to everyone that said this is not a permitted use, then we are going to allow it to be a permitted use during the moratorium. Atty. Byrne said it is a permitted use in "C" and "D" with a permit. Trustee Lanning asked how many people have permits to do this. CEO Crompt said zero. Atty. Byrne said it is specifically prohibited in the residential zone and that's why they are two different "critters". What this moratorium would do is give you chance to say, ok, should it be a permitted use in "C" and "D". If so, does it require any modification to give you a better comfort level that it can be managed properly? Trustee Lanning said he agrees with that conversation – should it be a permitted use or not. I don't see a need for a moratorium. Trustee Angelillo said what we are really voting on right now is whether or not we have a public hearing and listen to the public on this or not. Mayor Hubbard said that's all this is about. Trustee Angelillo said he is in favor of listening to the public. I don't have an opinion one way or the other on it, I would just like to hear what the public has to say and this gives us an opportunity to hear their causes as well. CEO Crompt said many, many people out on the street, whether for this or against this, the property owners who are trying to achieve this, by doing this I think it is a great idea to at least give the property owners in the downtown "D" who are trying to achieve this hotel, lodging, some kind of a voice. I think that they would appreciate having some kind of a voice and I think this is the right thing to do. I think that Atty. Byrne is spot-on with this. Trustee Dove asked Atty. Byrne to say again ... the cease and desist letters that have gone out in the downtown "C" and "D" are put on hold until this whole process gets done. Atty. Byrne said that is my intention. What I would urge you to do tonight is set a date for a public hearing. I would like to tweak the language to specifically add a provision that not only would applications be held in abeyance, enforcement activity would also be held in abeyance. He said he will do so and circulate it in a red line version so you will see the changes. What exists today will remain as it is until the end of December unless you decide to extend it further. Trustee Angelillo asked if the end date of the moratorium be something like December 31st. Atty. Byrne said as proposed, it would be December 31st. You can change that if you think it needs to be longer. The cases say it should be limited in time and limited in scope. I was probably conservative, cautious on the time. Trustee Dove asked if we have any recourse...let's say we get a couple of big complaints or something like that. Atty. Byrne said if we suspend enforcement activity, we suspend enforcement activity and that may be one of the things that comes out of a public hearing on the adoption of a proposed moratorium. People may say why should I have to live next to this during the next 3½ months while you decide what you want to do; I don't know, it will be interesting. Trustee Lanning said let's listen to the people. Village Historian Battle asked if the Village Hall will be big enough for the public hearing. Mayor Hubbard said he thinks if we keep it to "C" and "D" it will be. CEO Crompt said it may be pretty close. Mayor Hubbard said we can see if the Fire Station is available. Asst. Chief Pickering said he will check the availability of the Fire

Station. **Resolution #2015-172:** On the motion of Trustee Lanning, seconded by Trustee Angelillo, it was resolved and unanimously carried (4-0 in favor) to authorize publication for a Public Hearing on Proposed Local Law #4 of 2015 on Tuesday, September 1, 2015, 7:30 p.m. at the Fire Station. In discussing the resolution, CEO Crompt said he thinks the Board is making a really good move on this because whatever comes out of this moratorium, whether we make any changes or not, at least both sides will be listened to.

MEUA Annual Conference – Resolution #2015-173: On the motion of Trustee Dove, seconded by Trustee Lanning, it was resolved and unanimously carried (4-0 in favor) to designate DMO Harty as the accredited delegate of the Village of Skaneateles at the Annual Conference of the Municipal Electric Utilities Association of NYS on September 15, 16, 17 & 18, 2015 at The Crowne Plaza, Lake Placid, NY.

Public Comment – Mayor Hubbard opened the floor up for public comment. Skaneateles Artisans owner/artist Teresa Vitale said she is passionate about this so will read a prepared statement. She read aloud the following:

Discussion at Village Board Meeting

Removal of Skaneateles Artisans Sandwich board from Genesee Street

Skaneateles Artisans opened in June of 2007 at 11 Fennell Street. The gallery started with thirty artist partners. We struggled for four years having a presence in Skaneateles. The comment was always no one could find us. Four years later we were forced to find a new location within a thirty day time frame. We ended up Under the Stone. The next four years were still a struggle to survive. Little by little the partnership became smaller and smaller. As of this past April, I, Teresa Vitale am the sole owner of Skaneateles Artisans. When we started the gallery it was about the development of art and artists as entrepreneurs. Because of my intense love for the local art and artists, I invested my own money and time to turn this gallery around. With the help of a few dedicated working consignors and myself, the gallery has remained opened and has shown great promise. I have recruited over eighty artists in a two month time frame. In my opinion drastic upturn in foot traffic and sales, was due to the placement of the sandwich board on Genesee Street. The reason for the success of the gallery at this time is because since April, we were told by the Chamber that we could place the sandwich board on Genesee as long as it did not interfere with foot traffic, visibility and that at the end of each day we would remove it from the curb.

By placing the sandwich board on Genesee, our foot traffic and sales have improved by 75%. By asking us to remove the sandwich board from Genesee, you have just destroyed any future for our gallery. This is the time that the gallery will build enough revenue to survive the winter months. We clearly will not make it and we will be another shop closing on Fennell Street.

I find it puzzling that I was told to remove the sign from Genesee and yet I could place it on the curb of Fennell Street. It just does not make any sense. Mind you, while in the past four years we had the same sandwich board placed on Fennell Street, with no beneficial results. Two years ago we invested in signage on the post on Fennell and Jordan Street, with absolute no change in sales. Why can't we work to find a compromising solution to this very large and serious problem? Can we please keep our sandwich board back on Genesee Street, for the time being until we can come up with a better plan that helps us all to thrive and prosper together?

We have proof of what the sandwich board has done for Skaneateles Artisans. Our sales are the best on record since we opened and we are told over and over again, by our visitors, that if it were not for the sandwich board they would not know we exist.

Our gallery is a beautiful place filled with incredible art and artists. Visitors come to the counter and thank us for being here and compliment us on the volume of talented artists that I represent and the diverse price points on all the beautiful art. Again, please allow us to place our sandwich board on Genesee. Our particular location is situated in such a blind spot, that we are not visible from either Fennell Street or Genesee Street. Our sandwich board represents our life support. It was designed that it would not be offensive to the aesthetic of Skaneateles; each side of the board is only 24" wide by 36" high. Where we placed it, it did not interfere with either foot traffic or visibility.

Please take into consideration that since we opened in 2007, many of our neighboring businesses have closed and we do not want to be on that list of failures.

Can Skaneateles Artisans please be allowed the use of the sandwich board placed on Genesee Street for the remainder of the season until the board can find a resolution to this major business problem?

Thank you

Respectfully,

Teresa Vitale, Owner/Artist Email: skanart@verizon.net www.skaneatelesartisans.com

CEO Crompt said he understands where Mrs. Vitale is coming from. He left the sign alone for a long time, but now two new businesses on Fennell Street, Moro's and the Pretzel Factory, put signs on the corner. There is a law on the books and signs have always been an issue. Mrs. Vitale said removing the sign is a death sentence to her business. CEO Crompt said Mrs. Vitale is doing the right thing by coming to the Board. She said she has visited other places and there is compassion about the side street businesses. She talked about the sandwich board sign and how it helped. There are now 97 artists who are receiving a paycheck. Village Historian Battle suggested that perhaps the sign could be on the side of Gilda's building – it could be done with a sign permit. Mrs. Vitale said her business is not going to make it without the sign – you are cutting an artery. The sign has been up since April 1st when she went to the Chamber of Commerce and asked about placing the sandwich board on Genesee Street. CEO Crompt said he hears a lot about the Chamber telling people where or where not to put signs, but it is not up to the Chamber. Mrs. Vitale said she just needs a fair chance to survive – we need funds in the peak season to sustain us through the winter. Trustee Lanning said trying to promote businesses on Jordan and Fennell Streets has been consistently difficult, but there is the problem of opening the flood gates with sandwich board signs. We need to work together to find a compromise. He said it is not fair for businesses on the side streets. CEO Crompt confirmed that event signs are different. Trustee Lanning said there is a gray area with the Farmer's Market sign – it is a business (as opposed to a not-for-profit), they just aren't open every day. Mrs. Vitale asked if the sign could be placed on Genesee Street with a special use permit. Atty. Byrne said no, it is prohibited and we can't look the other way when there is a law on the books. Mrs. Vitale talked about what other places do, i.e. Saratoga has kiosks. Village Historian Battle recalled that the 1990 sign ordinance was put together by Dave Chase. Mrs. Vitale said times have changed and Skaneateles has evolved.

Bob Eggleston commented on the moratorium and said he applauds the Village Board as it is not a simple matter. Laws can be confusing and it is wise for the Village to step back for a time to review the situation. He suggested getting better definitions and changing the law to make it more appropriate. He said he appreciates the Village recognizing a moratorium will stay applications and enforcement.

Approval of Bills – Resolution #2015-174: On the motion of Trustee Angelillo, seconded by Trustee Dove, it was resolved and unanimously carried (4-0 in favor) that bills from Abstract #5 be audited and paid as follows:

General Fund	Vouchers #1394-1459	Checks #17638-17702	\$68,252.19
Sewer Fund	Vouchers #311-327	Checks #4987-5003	\$14,674.39
Electric Fund	Vouchers #378-393	Checks #5747-5761	\$23,539.51
Water Fund	Vouchers #182-191	Checks #3915-3924	\$12,809.67

In discussing the bills, Trustee Lanning asked about General Fund voucher #1405 – a \$500 payment to Onondaga County 9-1-1 for NYSPIN Services; voucher #1409 – contingency fees to Morwood Oaks Management for recovery of gross receipt tax fees from Verizon and Ambit Energy; and Electric Fund voucher #389 – to NYS Dept. of Public Service for the 7th year of the NYS Temporary Assessment (initially supposed to last for five years).

Adjournment – Resolution #2015-175: On the motion of Trustee Angelillo, seconded by Trustee Lanning, it was resolved and unanimously carried (4-0 in favor) to adjourn the meeting at 9:26 p.m.


Patty Couch, Vil. Admin./Clerk-Treasurer